

NORFOLK, VIRGINIA

ACTION OF THE COUNCIL

TUESDAY, NOVEMBER 10, 2015 – 7:00 P.M.

Prayer offered by Vice Mayor Angelia Williams Graves, followed by the Pledge of Allegiance.

The following members were present: Mrs. Graves, Mrs. Johnson, Mr. Protogyrou, Mr. Smigiel, Dr. Whibley and Mr. Winn.

Acting President Graves moved to excuse Mayor Fraim and Mr. Riddick from today's meeting.

Motion adopted.

Yes: Graves, Johnson, Protogyrou, Smigiel, Dr. Whibley and Winn.

No: None.

Acting President Graves moved to dispense with the reading of the minutes of the previous meeting.

Motion adopted.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

CERTIFICATION OF CLOSED MEETING

A Resolution entitled, "A Resolution certifying a closed meeting of the Council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act," was introduced in writing and read by its title.

ACTION: The Resolution as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

CEREMONIAL MATTER

Acting President Graves read a Proclamation proclaiming the month of **November** as **Adoption Awareness Month in the City of Norfolk** - Steve Hawks, Director of Human Services, Hilary Malloy and her adopted daughter Ann accepted the Proclamation.

PUBLIC HEARING

PH-1

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on an Ordinance approving an Agreement for the lease of city-owned **Scope Arena**, to **KG (US) Oilers Corporation** for playing hockey in the ECHL Hockey League.

Thereupon, An Ordinance entitled, “An Ordinance approving an Agreement for the lease of city-owned **Scope Arena**, to **KG (US) Oilers Corporation** for playing hockey in the ECHL Hockey League,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment known as ‘Golden China’ on property located at **9643 1st View Street, Suites 9647 and 9649**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment named as ‘Taste of China’ on property located at **5957 East Virginia Beach Boulevard, Suites 17 and 18,**” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-3

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment known as ‘Benny’s’ on property located at **131 Granby Street, Suite B,**” was introduced in writing and read by its title.

Rick Henn, 1400 Granby Street, was presented to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-4

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment named ‘The Greenhouse Kitchen’ on property located **345 Granby Street, Suite C,**” was introduced in writing and read by its title.

Dina Taylor, 345 Granby Street, was present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-5

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a Commercial Recreation Center known as ‘Zai’s Playworld’ on property located at **5038 East Princess Anne Road, Suite C,**” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-6

Letter from the City Manager and the following two Ordinances:

An Ordinance entitled, “An Ordinance granting a **Special Exception** to permit a convenience store, 24-hours (with fuel sales) known as ‘Wawa’ on property located at **1146 North Military Highway,**” was introduced in writing and read by its title.

Randy Royal, 4500 Main Street, Suite 500, Virginia Beach, was present to answer question.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-6A

An Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the sale of alcoholic beverages for off-premises consumption at an establishment known as ‘Wawa’ on property located at **1146 North Military Highway,**” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-7

Letter from the City Manager and an Ordinance entitled, “An Ordinance permitting **Glass Wheel Studio** to encroach into the right-of-way at **128 W. Olney Road** with six (6) ESOSPEC FLOODLIGHTS and one (1) SAIMESE WATER CONNECTION,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-8

Letter from the City Manager and an Ordinance entitled, “An Ordinance permitting **450 Boush, LLC** to encroach into the right-of-way at **Greens Court, Boush Street and Charlotte Street** with building façade, Juliet balconies, foundation, canopies and roof overhangs,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

NEW BUSINESS

The following people spoke in favor of retirees receiving a cost of living adjustment and asked that the council please consider that in the next fiscal year budget discussions:

1. Tom Luckman, 3192 Gallahad Drive, Virginia Beach
2. Victoria Love, 4419 Deacon Lane, Virginia Beach
3. Chuck Brewer, 222 Beck Avenue
4. Tom Grissom, 330 W. Brambleton Avenue
5. Jane Bethel, 1142 Little Bay Avenue
6. Mike McKenna, 3124 Douglas Road, Chesapeake

Danny Lee Ginn, 3844 Dare Circle, commented on good government.